

<b>Notice of Allowability</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/105,844	UPADHYAYULA ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Haythim J. Alaubaidi	2168	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment of March 01, 2006.
2. ☒ The allowed claim(s) is/are 46-49, 57-59, 61-63, 65-67 and 69-74 renumbered as 1-19.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All    b) ☐ Some\*    c) ☐ None    of the:
  1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  5. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

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| <ol style="list-style-type: none"> <li>1. <input type="checkbox"/> Notice of References Cited (PTO-892)</li> <li>2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)</li> <li>3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br/>Paper No./Mail Date _____</li> <li>4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br/>of Biological Material</li> </ol> | <ol style="list-style-type: none"> <li>5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)</li> <li>6. <input type="checkbox"/> Interview Summary (PTO-413),<br/>Paper No./Mail Date _____</li> <li>7. <input type="checkbox"/> Examiner's Amendment/Comment</li> <li>8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance</li> <li>9. <input type="checkbox"/> Other _____</li> </ol> |
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**TIM VO**  
**PRIMARY EXAMINER**

### **DETAILED ACTION**

1. This communication is in response to the amendment of March 01, 2006.
2. The Examiner acknowledges the Applicant's cancellation of claims 75-78 by electing the group of claims 46-49, 57-59, 61-63, 65-67 and 69-74.
3. Claims 46-49, 57-59, 61-63, 65-67 and 69-74 are presented for examinations following the amendment of March 01, 2006.
4. Claims 46-49, 57-59, 61-63, 65-67 and 69-74 are allowable over the prior art of record as indicated in the previous Office Action dated January 30, 2006.

### ***Allowable Subject Matter***

5. Claims 46-49, 57-59, 61-63, 65-67 and 69-74 are allowed over the prior art of record.
2. The following is the Examiner's statement of reasons for the indication of allowable subject matter:
  - a. Regarding Independent Claims 46 and 57, Applicant's particular method and associated system for developing device profiles is storing apportion of the device profile in a profile file in a storage of a computer system wherein the portion comprising an illuminant tag value representative of a color relation between an input color space and a profile color space in combination with the

other limitations of the claims, was not disclosed by, would not have been obvious over, nor would have been fairly suggested by the prior art of record or that encountered in searching of the prior art, the prior art fails to anticipate or render Applicant's limitations above obvious.

Dependent Claims 47-49 and 73-74 being further limiting to independent Claim 46; and dependent Claims 58-59 being further limiting to independent Claim 57 definite and enabled by the Specification are also allowed.

b. Regarding independent claim 61, Applicant's particular method for developing device profiles is the comparing feature of at least an illuminant tag value portion of the device profile information to at least an illuminant tag value portion of prior received device profile information of a second file having prior received image data in combination with the other limitations of the claims, was not disclosed by, would not have been obvious over, nor would have been fairly suggested by the prior art of record or that encountered in searching of the prior art, the prior art fails to anticipate or render Applicant's limitations above obvious.

Dependent Claims 62-63, 65-67 and 69-72 being further limiting to independent Claim 61 definite and enabled by the Specification are also allowed.

***Points of Contact***

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Haythim J. Alaubaidi whose telephone number is (571) 272-4014. The examiner can normally be reached on Monday - Friday from 8:00 AM to 4:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tim Vo, can be reached at (571) 272-3642.

Any response to this office action should be mailed to:

The Commissioner of Patents and Trademarks, Washington, D.C. 20231 or Faxed at our central fax number (571) 273-8300.

Hand-delivered responses should be brought to the Customer Service Window of the Randolph Building at 401 Dulany Street, Alexandria, VA 22314



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Patent Examiner  
Technology Center 2100  
Art Unit 2168



**TIM VO**  
**PRIMARY EXAMINER**